

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application of )  
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 Daisuke KUMAKI et al. )  
 )  
 Serial No.: 10/582,718 )  
 )  
 Filed: June 12, 2006 )  
 )  
 For: Light Emitting Device )  
 )  
 Art Unit: 2814 )  
 )  
 Examiner: Phat X. Cao )  
 )  
 Confirm No.: 2814 )

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**ELECTION**

Sir:

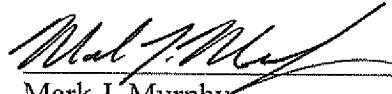
In response to the Restriction Requirement of September 11, 2008, Applicants elect to prosecute Group I: "a first embodiment of a light emitting device as shown in Figs. 1A-1B in the above-identified application. Applicants believe that independent Claims 1 and 6 and those claims dependent thereon are readable on Group I.

Applicant is making this election without disclaimer or prejudice to later filing a divisional application on the non-elected claims/species.

If any fee should be due for this response, please charge our deposit account 50/1039.

Respectfully submitted,

Date: October 1, 2008

  
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